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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
AT SPOKANE

In re METROPOLITAN SECURITIES
LITIGATION

No. CV-04-025-FVS

THIS DOCUMENT RELATES TO:
ALL ACTIONS

PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF
SETTLEMENT BETWEEN THE
CLASS AND DEFENDANT ERNST
& YOUNG LLP

WITHOUT ORAL ARGUMENT

Hearing Date: March 26, 2010
Time: 6:30 pm

Pursuant to Fed. R. Civ. P. 23, Plaintiffs hereby move the Court for entry of:

PLAINTIFFS' MOTION FOR PRELIMINARY
APPROVAL OF PARTIAL SETTLEMENT
WITH E & Y (Case No. CV-04-0025-FVS) - 1



1 Order Bifurcating and Staying Claims Against Defendants Ernst & Young
2 LLP; and
3
4 Order of Preliminary Approval of Partial Settlement with Ernst & Young
5 LLP.

6 This Motion is supported by the attached Memorandum, Declaration and
7
8 exhibits.

9 Dated this 23rd day of February, 2010.

10 HAGENS BERMAN SOBOL SHAPIRO LLP
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13 By /s/ Tyler S. Weaver

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NOTICE OF HRG RE: PLS' MTN *IN LIMINE*
TO PRECLUDE PWC ARGUMENTS THAT
ROTH CAPITAL IS LIABLE (Case No. CV-04-
0025-FVS) - 2

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party via email on February 23, 2010 to the following:

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24 0025-FVS) - 5
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